

UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

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DEFEO-FONESMED APPLICANT 009/468/1961 FIGEROUS 5 ATTORES TO CKET NO 18M2/1208 EXAMINER DAVID A MUTHARD MARSHALL.S PATENT DEPARTMENT MERCK & CO INC PAPER NUMBER APT LINIT PO BOX 2000 15 RAHWAY NJ 07065-0907 12/08/97 DATE MAILED: **NOTICE OF ALLOWABILITY** 1. It this communication is responsive to amendment 2. MAII the claims being allowable, PROSECUTION ON THE MERK'S IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice Of Allowance And Issue Fee Due or other appropriate communication will be sent in due 3. The allowed claims are 13-19 and 21 (now claims 2-8. 4.

The drawings filed on ____ _ are acceptable. 5. 🗆 Acknowledgment is made of the claim for priority under 35 U.S.C. 119. The certified copy has [_] been received. [_] not been received. [] been filed in parent application Serial No. _ 7. Note the attached Examiner Interview Summary Record, PTOL-413. 8.

Note the attached Examiner's Statement of Reasons for Allowance. 9.

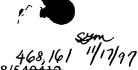
Note the attached NOTICE OF REFERENCES CITED, PTO-892. 10.

Note the attached INFORMATION DISCLOSURE CITATION, PTO-1449. PART II. A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE THREE MONTHS FROM THE "DATE MAILED" indicated on this form. Failure to timely comply will result in the ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1, 136(a). 1. \square Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED. 2.

APPLICANT MUST MAKE THE DRAWING CHANGES INDICATED BELOW IN THE MANNER SET FORTH ON THE REVERSE SIDE OF THIS PAPER. a. Drawing informalities are indicated on the NOTICE RE PATENT DRAWINGS, PTO-948, attached hereto or to Paper No. CORRECTION IS REQUIRED. b. \square The proposed drawing correction filed on $_$ has been approved by the examiner. CORRECTION IS REQUIRED. c. \square Approved drawing corrections are described by the examiner in the attached EXAMINER'S AMENDMENT. CORRECTION IS REQUIRED. d. Format drawings are now REQUIRED. Any response to this letter should include in the upper right hand corner, the following information from the NOTICE OF ALLOWANCE AND ISSUE FEE DUE: ISSUE BATCH NUMBER, DATE OF THE NOTICE OF ALLOWANCE, AND SERIAL NUMBER. Attachments: _ Examiner's Amendment - Notice of Informal Application, PTO-152 LExaminer Interview Summary Record, PTOL-413 _ Notice re Patent Drawings, PTO-948 _ Listing of Bonded Draftsmen ... Reasons for Allowance Notice of References Cited, PTO-892 Other

CTsaw

1. Jeformation Disclosure Citation, PTO-1449



Serial Number: 08/54041:

Art Unit: 1811

Continuation of Interview Summary Form

Applicants were also informed that the use of the terms "figures" and" tables interchangeably are not acceptable. Applicants must either claim figures or tables but not both. Applicants also were informed that the Description of the Drawings must be modified to reflect the changes made to the figures.

Applicants were also informed that there is no Table 2 in the specification only Tables 1 and 3. It was suggested that Table 3 be amended to Table 2.

Applicants were notified that the amino acid sequences in Fig.2 must make reference to a Sequence Identification number.

With respect to figure 3b, applicants were notified to changed "L-numbers" in the second column to Seq. Id. Nos.





UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

NOTICE OF ALLOWANCE AND ISSUE FEE DUE

APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROU	P ART UNIT	DATE MAILED
	ne.008700	001	MARSHALL S	18)1	13793797
First Named TOPE EIGHT STONES. Applicant		DESORAH		<u> </u>	

TITLE OF COMMON PROPERTY TO STORY INVENTION

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
1775318	5300022	i 600.5	UI UTILITY	NO	\$1320.00	03/09/98
			•			

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED.

THE ISSUE FEE MUST BE PAID WITHIN <u>THREE MONTHS</u> FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. <u>THIS STATUTORY PERIOD CANNOT BE EXTENDED.</u>

HOW TO RESPOND TO THIS NOTICE:

- I. Review the SMALL ENTITY status shown above. If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:
 - A. If the status is changed, pay twice the amount of the FEE DUE shown above and notify the Patent and Trademark Office of the change in status, or
 - B. If the status is the same, pay the FEE DUE shown above.

If the SMALL ENTITY is shown as NO:

- A. Pay FEE DUE shown above, or
- B. File verified statement of Small Entity Status before, or with, payment of 1/2 the FEE DUE shown above.
- II. Part B-Issue Fee Transmittal should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B Issue Fee Transmittal should be completed and returned. If you are charging the ISSUE FEE to your deposit account, section "4b" of Part B-Issue Fee Transmittal should be completed and an extra copy of the form should be submitted.
- III. All communications regarding this application must give application number and batch number.

 Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.